

### **REMARKS/ARGUMENTS**

Since the previous response was not entered as being non-compliant, this response addresses the claims as previously pending and is meant to replace the previous response. The Notice of Non-Compliant Amendment addressed the fact that the amended claims did not accurately reflect the status and changes to the claims. Applicants appreciate the careful attention to detail and the claims as amended herein should contain proper markings and all pending limitations. Applicants therefore respectfully request consideration and entrance of the present response.

This Amendment thus addresses comments in response to the Office Action originally mailed August 17, 2007. Claims 1-42, 44-50, and 52-79 are pending in the present application, with claims 1-41 and 66-79 being withdrawn. This Amendment amends claims 42, 50, 54, and 56, without adding or canceling any claims, leaving pending in the application claims 1-42, 44-50, and 52-79, with claims 1-41 and 66-79 remaining withdrawn. Reconsideration of the rejected claims is respectfully requested.

#### **I. Rejection under 35 U.S.C. §103**

Claims 42, [43], 50, [51], 54-56, and 62-65 are rejected under 35 U.S.C. §103(a) as being obvious over *Sayle* (US 6,356,863) in view of *Dutta* (US 6,636,854). Applicants respectfully submit that these references do not teach or suggest each element of these claims.

For example, Applicants' claim 42 as amended recites a method for accessing data comprising:

- storing a plurality of files in a file system of a file server;
- providing a first export from the plurality of files to each of a plurality of client computers and a second export from the plurality of files to a search engine, the first export configured to be mounted by each of the client computers, but not the search engine, under network file system (NFS) and common Internet file system (CFS) conventions, the second export configured to be mounted by the search engine;
- maintaining a mapping at the file server of the mounting of the second export on the search engine;
- receiving a directory list request for a selected one of the first and second exports;
- in response to receiving the directory list request, determining whether the selected one of the first and second exports is for one of the client computers or the search engine based on one of received export information and an IP address associated with the directory list request;

in response to receiving the directory list request, producing a first directory listing that is representative of all contents of a first directory for the selected export when the selected export is for one of the client computers; and

in response to receiving the directory list request, producing a second directory listing that is representative of updated contents of a second directory for the selected export when the selected export is for the search engine, files represented in the second directory listing being based on one or more criteria contained in a file filter table, wherein an index for the search engine is updated based on the second directory listing

(emphasis added). Such limitations are neither taught nor suggested by these references.

For example, *Sayle* teaches a virtual file server that uses standard protocols to efficiently manage databases that require less disk space, particularly for applications such as managing biological sequences (col. 7, lines 45-54). The virtual file system simulates a remote file system by providing virtual files and directories to a machine making a request on a local area network, receiving and replying to file system requests as though the virtual network file systems were retrieving and storing files on a physical storage media (col. 7, lines 57-64). *Sayle* is cited as teaching a first export to a plurality of client computers, but the Office Action recognizes that *Sayle* is silent with respect to a second export to a search engine (OA p. 3). *Sayle* also does not teach or suggest mounting first exports to the client devices and a second export to a search engine, aspects or mappings of those mountings. *Sayle* also does not teach or suggest determining whether a received request was for one of the first and second mountings. Since *Sayle* is directed to solving a different problem, as discussed above, there would be no motivation to provide such functionality. For at least these reasons *Sayle* cannot render Applicants' claim 42 obvious.

Combining *Dutta* with *Sayle*, for which there would be no motivation as discussed above, still would not render obvious Applicants' claim 42. *Dutta* teaches the augmenting of conventional search engine results with peer-to-peer search results (col. 1, line 65-col. 2, line 7). *Dutta* is using a proprietary communication method (peer-to-peer), and does not teach or suggest how to mount first and second exports, how to manage mappings for such mountings, or different processes executed based on received export information. Therefore, a combination of *Dutta* with *Sayle* still would not teach or suggest mounting first exports to the client devices and a second export to a search engine, as well as aspects or mappings of those mountings as recited in Applicants' claim 42. The combination also would not teach or suggest determining whether a

received request was for one of the first and second mountings, particularly where the determination is based on one of received export information and an IP address associated with the directory list request, and then processing the request differently based thereon. For at least these reasons, Applicants' claim 42 and the claims that depend therefrom cannot be rendered obvious by the combination of *Sayle* and *Dutta*. The other claims recite limitations that similarly are not rendered obvious by these references, such that these claims also cannot be rendered obvious by these references.

Claims 44-49, 52, 53, and 57-61 are rejected under 35 U.S.C. § 103(a) as being obvious over *Sayle* in view of *Dutta*, and further in view of *Hill* (U.S. Patent No. 7,020,658). As discussed above, these claims are not rendered obvious by *Sayle* and *Dutta*. *Hill* does not make up for the deficiencies in these references with respect to these claims. *Hill* teaches a system for managing files for browsers (col. 3, lines 15-24), and is cited as teaching criteria based on file types, owner information, creation data, and file sizes (OA p. 8). Even if there were motivation to combine such teaching with *Sayle* and *Dutta*, the combination still would not arrive at a system or method mounting first exports to the client devices and a second export to a search engine, as well as aspects or mappings of those mountings. The combination also would not teach or suggest determining whether a received request was for one of the first and second mountings, particularly where the determination is based on one of received export information and an IP address associated with the directory list request, and then processing the request differently based thereon. As such, even combining *Hill* with *Sayle* and *Dutta* cannot render claims 44-49, 52, 53, and 57-61 obvious, individually or in any combination.

Applicants therefore respectfully request that the rejection with respect to these claims be withdrawn.

## **II. Amendment to the Claims**

Unless otherwise specified or addressed in the remarks section, amendments to the claims are made for purposes of clarity, and are not intended to alter the scope of the claims or limit any

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equivalents thereof. The amendments are supported by the specification and do not add new matter.

**CONCLUSION**

In view of the foregoing, Applicants believe all claims now pending in this Application are in condition for allowance. The issuance of a formal Notice of Allowance at an early date is respectfully requested.

If the Examiner believes a telephone conference would expedite prosecution of this application, please telephone the undersigned at 925-472-5000.

Respectfully submitted,



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